THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10638 of 2007

Dated: 04-06-2007

Between:

Yerraboina Jhansi.

..... PETITIONER

AND

The District Collector, Karimnagar District, and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10638 of 2007

ORDER:

The petitioner purchased land admeasuring Acs.2.20 guntas in survey No.136 situated at Rekurthi Village under registered sale deed dated 06.04.2004. She approached the Gram Panchayat for construction of dairy farm and obtained necessary permission on 06.07.2006. Alleging that the respondents stopped her and are threatening to evict her, the petitioner filed instant writ petition seeking appropriate relief.

The learned counsel for the petitioner submits that before purchasing the land, the petitioner got enquired the nature of the land and the third respondent, namely, the Mandal

Revenue Officer (MRO) also issued a certificate on 10.05.1996 stating that the land in survey No.136 is not Government land and therefore, there cannot be any objection for construction of dairy farm.

A perusal of the affidavit accompanying the writ petition would show that the petitioner filed instant writ petition on an apprehension that she will be evicted. When she already obtained permission from the Gram Panchayat by reason of the orders dated 06.07.2006, it is needless to observe that unless and until she contravenes such orders, the Gram Panchayat or the revenue authorities cannot object her from constructing dairy farm. However, if the land purchased by the petitioner is a part of the Government land, it is always open to MRO to resume the land as per law.

The writ petition, with the above observations, is accordingly dismissed. No costs.

_____

(**V.V.S.RAO, J**)

04th June, 2007
ghn